IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE ACTING CHIEF JUSTICE MR.K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

FRIDAY, THE 13TH APRIL 2007 / 23RD CHAITHRA 1929

WA.No. 1096 of 2007()

AGAINST THE JUDGEMENT/ORDER IN WPC.31457/2005 Dated 16/03/2007

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APPELLANT: PETITIONER.

G.VIKRAMAN, S/O.GOVINDAN,
KADUVAMBALAM, CHERUKUNNAM, VARKALA-695 141.

BY ADV. SRI.R.ANILKUMAR
SRI.P.BANI

RESPONDENTS/RESPONDENTS:
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1. SPECIAL TAHSILDAR (LA GENERAL),
OFFICE OF SPECIAL TAHSILDAR, KARAKKADA ROAD,
CHALAI, THIRUVANANTHAPURAM.

2. DISTRICT COLLECTOR,
THIRUVANANTHAPURAM.

3. MANAMPOOR GRAMA PANCHAYAT,
REP. BY SECRETARY, MANAMPOOR P.O.,
VARKALA (VIA), THIRUVANANTHAPURAM.

4. EXECUTIVE ENGINEER,
WATER SUPPLY DIVISIONAL OFFICE,
ATTINGAL P.O.

BY GOVernment PLEader SMT. K. MEERA.
BY S.C. SMT. AMBIKA DEVI(KWA).

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 13/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S. RADHAKRISHNAN, AG.C.J. & M.N. KRISHNAN,J.

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W.A. 1096 OF 2007

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Dated this the 13th day of April, 2007.

J U D G M E N T

Radhakrishnan, Ag.C.J.

This appeal is preferred against the judgment of this Court in W.P.C.31457 of 2005. We notice the contention of the Water Authority that the property offered by the petitioner is not suitable for the construction of water tank. It is also pointed out that a pump house is already situated near the proposed site and accordingly the present site was selected. The Panchayat has already deposited the entire amount for the purpose of acquisition. In such circumstances, in this jurisdiction, we are not justified in interfering with the acquisition proceedings. The appeal, therefore, lacks merit and it is dismissed.

K.S. RADHAKRISHNAN,
ACTING CHIEF JUSTICE.

M.N. KRISHNAN, JUDGE.

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